

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	Criminal No. <u>04-59</u>
v.	:	Date Filed: <u>April 13, 2004</u>
REGINALD FERGUSON	:	Violations:
a/k/a "Tone,"		
a/k/a "Tony Bishop,"	:	18 U.S.C. § 922(g)(1)
a/k/a "Raymond Diaz,"		(Felon in possession of a firearm
a/k/a "Albert Nelson,"	:	and ammunition - 1 count)
a/k/a "Anthony Williams,"		18 U.S.C. §§ 924(a)(1)(A) and 2
a/k/a "Tony Williams,"	:	(Causing false statements to a dealer)
a/k/a "Selwyn Thomas"		Notice of Forfeiture

SUPERSEDING INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about January 16, 2004, at Philadelphia, in the Eastern District of
Pennsylvania, defendant

REGINALD FERGUSON,
 a/k/a "Tone,"
 a/k/a "Tony Bishop,"
 a/k/a "Raymond Diaz,"
 a/k/a "Albert Nelson,"
a/k/a "Anthony Williams,"
 a/k/a "Tony Williams,"
 a/k/a "Selwyn Thomas,"

having previously been convicted in a state court of a crime punishable by imprisonment for a

term exceeding one year, knowingly possessed in and affecting interstate and foreign commerce,
a firearm and ammunition, that is:

- (1) Mossberg, Model 88, 12 gauge shotgun, bearing serial number MV17980F, loaded with 5 rounds of 12 gauge ammunition;
- (2) Sig-Arms, Model P220, .45 caliber, semi-automatic pistol, bearing serial number G162844, loaded with 7 rounds of .45 caliber ammunition;
- (3) Smith & Wesson, Model SW9F, 9 mm., semi-automatic pistol, with an obliterated serial number;
- (4) Street Sweeper, 12 gauge revolving cylinder shotgun, bearing serial number 6513;
- (5) North China Industries AK-47, 7.62 * 39 mm. caliber, rifle, bearing serial number 56S-1609972, loaded with 30 rounds of 7.62 * 39 mm. caliber ammunition;
- (6) Springfield Arms Co., Model 840, 30-30 caliber, rifle, bearing serial number 271149, loaded with 3 rounds of 30-30 caliber ammunition;
- (7) Winchester, Model 200, 12 gauge shotgun, bearing serial number P311054, loaded with 3 rounds of 12 gauge ammunition;
- (8) Winchester, Model 94, 30-30 caliber rifle, bearing serial number 3285402, loaded with 6 rounds of 30-30 caliber ammunition;
- (9) American Derringer, Model 1, two-shot 9 mm. handgun, bearing serial number 070766, loaded with two rounds of 9 mm. ammunition;
- (10) Harrington and Richardson, Model 929, 22 mm. revolver, bearing serial number Z15584, loaded with 8 rounds of 22 mm. ammunition; and,
- (11) Tanfoglio, F. LLI, S.N.C., Model E15, 22 mm. semi-automatic pistol, bearing serial number 70456, loaded with 6 rounds of 22 mm. ammunition.

In violation of Title 18, United States Code, Section 922(g)(1) .

COUNT TWO

On or about the dates listed below, in the Eastern District of
Pennsylvania, defendant

**REGINALD FERGUSON,
a/k/a “Tone,”
a/k/a “Tony Bishop,”
a/k/a “Raymond Diaz,”
a/k/a “Albert Nelson,”
a/k/a “Anthony Williams,”
a/k/a “Tony Williams,”
a/k/a “Selwyn Thomas,”**

in connection with the acquisition of the firearms listed below from the Federal Firearm Licensee (FFL) holders listed below, knowingly made and aided and abetted the making of a false statement and representation with respect to information required by the provisions of Chapter 44 to be kept in the records of a FFL dealer, in that Gerald Bell, at the direction of defendant REGINALD FERGUSON and others, falsely represented on ATF Form 4473, Firearms Transaction Record, that he was the actual buyer of the firearms listed below, when in fact defendant REGINALD FERGUSON, Gerald Bell and others knew those statements and representations to be false.

Date	Make / Model / caliber	Serial Number	FFL Holder
10/7/02	E.A.A. Witness .45 caliber	EA03027	Archery & Gun Outfitters
10/7/02	Taurus PT111 9 mm	TUK09300	Archery & Gun Outfitters
10/12/02	Taurus M850 .38 caliber	UK51828	Delia’s Gun Shop

All in violation of Title 18, United States Code, Sections 924(a)(1)(A) and 2.

NOTICE OF FORFEITURE

As a result of the violation of Title 18, United States Code, Section 922(g)(1) set forth in Count One of this Indictment, the defendant

**REGINALD FERGUSON,
a/k/a “Tone,”
a/k/a “Tony Bishop,”
a/k/a “Raymond Diaz,”
a/k/a “Albert Nelson,”
a/k/a “Anthony Williams,”
a/k/a “Tony Williams,”
a/k/a “Selwyn Thomas,”**

shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 924(d), and Title 28, United States Code, Section 2461(c), the firearms and ammunition involved in the commission of this offense, including, but not limited to:

- (1) Mossberg, Model 88, 12 gauge shotgun, bearing serial number MV17980F, loaded with 5 rounds of 12 gauge ammunition;
- (2) Sig-Arms, Model P220, .45 caliber, semi-automatic pistol, bearing serial number G162844, loaded with 7 rounds of .45 caliber ammunition;
- (3) Smith & Wesson, Model SW9F, 9 mm., semi-automatic pistol, with an obliterated serial number;
- (4) Street Sweeper, 12 gauge revolving cylinder shotgun, bearing serial number 6513;
- (5) North China Industries AK-47, 7.62 * 39 mm. caliber, rifle, bearing serial number 56S-1609972, loaded with 30 rounds of 7.62 * 39 mm. caliber ammunition;
- (6) Springfield Arms Co., Model 840, 30-30 caliber, rifle, bearing serial number 271149, loaded with 3 rounds of 30-30 caliber ammunition;
- (7) Winchester, Model 200, 12 gauge shotgun, bearing serial number P311054, loaded with 3 rounds of 12 gauge ammunition;

(8) Winchester, Model 94, 30-30 caliber rifle, bearing serial number 3285402, loaded with 6 rounds of 30-30 caliber ammunition;

(9) American Derringer, Model 1, two-shot 9 mm. handgun, bearing serial number 070766, loaded with two rounds of 9 mm. ammunition;

(10) Harrington and Richardson, Model 929, 22 mm. revolver, bearing serial number Z15584, loaded with 8 rounds of 22 mm. ammunition; and,

(11) Tanfoglio, F. LLI, S.N.C., Model E15, 22 mm. semi-automatic pistol, bearing serial number 70456, loaded with 6 rounds of 22 mm. ammunition.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

A TRUE BILL:

FOREPERSON

Patrick L. Meehan
United States Attorney